

BOARD OF MADISON COUNTY COMMISSIONERS
August 7, 2007 MINUTES

On Tuesday, August 7, 2007, a meeting of the Board of Madison County Commissioners came to order at 9:30 a.m. with Commissioners David Schulz, Lewis Stahl, and Jim Hart present.

Lewis Stahl moved to approve the July 31, 2007, minutes as read. Jim Hart seconded the motion. All voted aye and the motion carried.

Those people in attendance at the meeting were Kevin Germain, Marilee Tucker, Brandy Hilton, Shelly Burke, Dave Schenk, Vicki Tilstra, Peggy Kaatz, Frank Ford, Sheri Jarvis, and Jason Davis.

Journal Vouchers: Jim Hart moved to approve Journal Vouchers for the 6/07, 7/07, and 13/07 accounting periods. Lewis Stahl seconded the motion. All voted aye and the motion carried.

Moonlight Project Status: Kevin Germain, Moonlight Basin Ranch, met with the Board to discuss the status of the new Overall Development Plan for Moonlight Basin Ranch and made a formal request to get this ODP in the hands of a contract planner. Kevin stated that Moonlight is prepared to reimburse Madison County for the cost involved in using a contract planner for this project. The Board will consult with the County Attorney before making a decision on the request.

Road Crew Positions: Lewis Stahl moved to offer the Road Crew 2 temporary position in Harrison to Calvin Young, with a beginning wage of \$13.81 per hour, for a period of three to four weeks, as advertised. Jim Hart seconded the motion. All voted aye and the motion carried.

Jim Hart stated that the offer to hire a temporary person for the Ennis Road Crew was rejected and that he would like to re-advertise the position.

Planning Office Transition: Marilee Tucker, Planning Office Clerk, met with the Board to discuss the transition in the Planning Office. The Board reviewed applications for the Planning Director and Planner II positions. The Board will set up telephone interviews with four of the Planning Director candidates.

Silver Star Trails Request for Release of Surety Bond: Marilee Tucker, Planning Office Clerk, met with the Board to discuss a request from Clay Landry, Red River Investments, to release the surety bond for subdivision improvements in Silver Star Trails Subdivision. After having inspected the road with Shane Escott, District 2 Road Foreman, and determining it to be satisfactory, Lewis Stahl moved to authorize full release of Surety Bond #KO7536732 issued by Westchester Fire Insurance Company in the amount of \$186,458 for completed subdivision improvements in Silver Star Trails Subdivision. Jim Hart seconded the motion. All voted aye and the motion carried.

Orchard Hill Estates Request for Drawdown: As stated in the minutes of July 31, 2007, following discussion with the County Attorney and upon receipt of a request dated August 3, 2007, the Board authorized the release of \$15,000 from escrow account number 5085518, held by First Madison Valley Bank, for partial completion of road construction and cistern and culvert installation in Orchard Hill Estates Subdivision, leaving a balance of \$2,198 for remaining subdivision improvements.

Brandon Lot Survey: Shelly Burke, Treasurer, and Brandy Hilton, Department of Revenue, met with the Board to discuss an unclaimed piece of property in the vicinity of Brandon. This property has become a remainder as tracts have been transferred over the years by metes and bounds descriptions and is currently not being taxed. The Department of Revenue has proposed to call it an unknown tract and give it a tax identification number. This would allow it to be taken on a tax deed. Shelly recommended that it be surveyed so it has a definite legal description if someone were to take a tax deed. Commissioner Schulz recommended that neighboring land owners be contacted and that a public meeting be held to discuss the possibility of surveying all of the properties in that area that could affect this piece.

Twin Bridges Deputy Housing: Dave Schenk, Sheriff, met with the Board to discuss a housing issue in Twin Bridges. One of the deputies is required to live within five miles of Twin Bridges. The house he is currently living in has been advertised for sale and he has been unable to find a suitable replacement. The Sheriff will talk to the Town Council to see if they can help find adequate housing to keep this deputy in the Twin Bridges area.

Bookkeeping Office Transition: Vicki Tilstra, Bookkeeper, and Peggy Kaatz, Clerk and Recorder, met with the Board to discuss a resolution that would separate the Bookkeeping Office from the Clerk and Recorder's Office. Peggy Kaatz questioned how this would affect the checks and balance system between her office, the Bookkeeping Office, and the Commissioner's Office; and stated her desire to discuss the transition with the County Attorney.

District 2 Commissioner Position: The Board discussed the candidates that were interviewed for the District 2 Commissioner position. David Schulz stated that they had talked to four very good candidates and that making a choice for District 2 that is traditionally made by the electors was one of the most challenging decisions that he has had been involved in during his term as a Commissioner. After much consideration of all candidates in concurrence with interviews and discussion, Lewis Stahl moved to appoint Marilyn Ross to fill the vacancy left by his resignation until the next general election. Jim Hart seconded the motion. All voted aye and the motion carried. Lewis Stahl stated that he will always remember his experiences here. Jim Hart stated that Lewis's input has been greatly appreciated by both the Board and his constituents.

Great West Task Order: Jim Hart moved to approve Task Order Number 11 to the Agreement for Professional Services dated August 22, 2005 with Great West Engineering, for the purpose of reviewing permit applications for three anemometer tower proposals for towers to be located in Madison County, for an amount not to exceed \$5000. Lewis Stahl seconded the motion. All voted aye and the motion carried.

Communications Interlocal Agreement: Frank Ford, Independent Consulting, met with the Board to discuss a draft Interlocal Agreement for the South Central Montana Interoperability Consortium. Jim Hart moved to support the language, as presented, in the draft Interlocal Agreement for the South Central Montana Interoperability Consortium with the exception that a majority of the consortium be considered three-fifths of the membership rather than two-thirds. Lewis Stahl seconded the motion. All voted aye and the motion carried.

Building Project (Law and Justice Center): Sheri Jarvis, Project Information Coordinator, and Jason Davis, Schlenker and McKittrick Architects, met with the Board to discuss proposed changes to the Law and Justice Center. Jason presented drawings of new changes. Sheri Jarvis read a draft resolution from the Town of Virginia City regarding water and sewer permitting for the Law and Justice Center, but stated that the resolution would not be acted on until the September town council meeting. Jason Davis discussed a "Notification of Intent" to the Montana Heritage Commission that would start the archaeology process and a "Memorandum of Understanding" with HPAC for a parking lot. David Schulz stated that he has no objection to SMA making contact with the Heritage Commission regarding these documents. Sheri Jarvis discussed upcoming meetings regarding the project.

With no further business the meeting was adjourned at 5:15 p.m.

David Schulz, Chairman
Board of Madison County Commissioners

Date Approved: August 14, 2007

Minutes prepared by:

Laurie Buyan, Administrative Assistant

Peggy Kaatz, Clerk and Recorder, Madison County